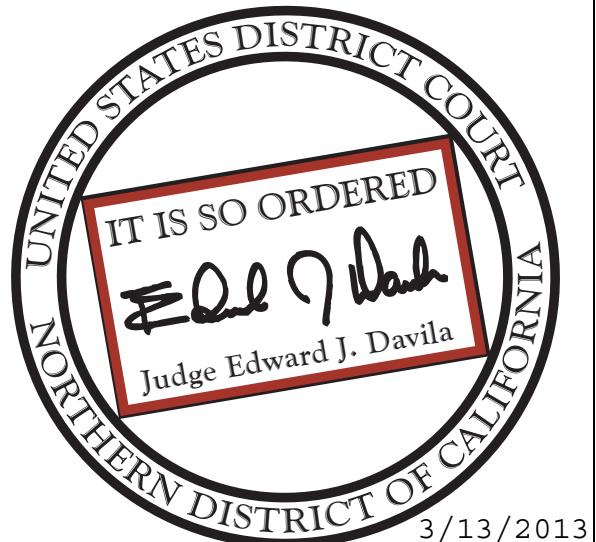


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3/13/2013

16 UNITED STATES DISTRICT COURT
 17 NORTHERN DISTRICT OF CALIFORNIA
 18 SAN JOSE DIVISION

19 FREESCALE SEMICONDUCTOR, INC.,
 20 a corporation,

21 Plaintiff,

22 vs.

23 CHIPMOS TECHNOLOGIES, INC., a
 corporation,

24 Defendant.

25
 26 AND RELATED COUNTERCLAIMS.

CASE NO. 5:09-CV-03689-EJD

**STIPULATION TO PERMIT CHIPMOS
TECHNOLOGIES, INC. TO FILE UNDER
SEAL PORTIONS OF ITS MOTION FOR
LEAVE TO FILE MOTION FOR
RECONSIDERATION AND MEMORANDUM
OF POINTS AND AUTHORITIES IN
SUPPORT THEREOF**

JURY TRIAL DEMANDED

Complaint filed: July 13, 2009
 Trial Date: TBD

Courtroom: 4, 5th Floor
 Judge: Hon. Edward J. Davila

CASE NO. 5:09-CV-03689-EJD

STIP. TO PERMIT CHIPMOS TO FILE UNDER
SEAL PORTIONS OF ITS MOTION FOR LEAVE
TO FILE MOTION FOR RECONSIDERATION

1 Pursuant to Local Rules 7-11(a) and 79-5(b), (d), Plaintiff Freescale Semiconductor, Inc.
 2 (“Freescale”) and Defendant ChipMOS Technologies, Inc. (“ChipMOS”) jointly submit this
 3 Stipulation To Permit ChipMOS Technologies, Inc. To File Under Seal Portions of Its Motion for
 4 Leave To File Motion for Reconsideration and Memorandum of Points and Authorities in Support
 5 Thereof.

6 WHEREAS ChipMOS will file on March 12, 2013, its Motion for Leave To File Motion
 7 for Reconsideration and Memorandum of Points and Authorities in Support Thereof;

8 WHEREAS portions of ChipMOS’ Motion discuss and quote documents designated by
 9 Freescale as Protected Material pursuant to the Protective Order entered in this case
 10 (Dkt. No. 48);

11 WHEREAS ChipMOS has filed an Administrative Motion To File Under Seal Portions of
 12 this Motion and accompanying Memorandum of Points and Authorities in Support Thereof; and

13 WHEREAS the requested relief is necessary and narrowly tailored to protect the alleged
 14 confidentiality of the materials submitted in support of ChipMOS’ Motion for Leave To File
 15 Motion for Reconsideration until such time as the Court makes a final ruling as to the
 16 confidentiality of the relevant subject matter.

17 NOW THEREFORE IT IS HEREBY STIPULATED by the Parties, through their
 18 respective counsel of record, that ChipMOS is permitted to move for permission to file under seal
 19 portions of ChipMOS’ Motion for Leave To File Motion for Reconsideration and Memorandum
 20 of Points and Authorities in Support Thereof.

21 While the Parties agree that portions of the concurrently filed ChipMOS’ Motion for
 22 Leave To File Motion for Reconsideration may be publicly filed, the Parties also agree that the
 23 filing shall not be construed as a waiver of any confidentiality designation or other protection
 24 with respect to documents, transcripts, or other information referred to in, or that serve as the
 25 basis for, the allegations or arguments made in them.

26 //

27 //

28 //

IT IS SO STIPULATED.

DATED: March 12, 2013

Respectfully submitted,

COOLEY LLP
RONALD S. LEMIEUX
VIDYA R. BHAKAR
CARRIE J. RICHEY

By: _____ /s/ *Carrie J. Richey*
CARRIE J. RICHEY

Attorneys for Defendant and Counterclaimant
CHIPMOS TECHNOLOGIES, INC.

In accordance with Civil Local Rule 5-1(i)(3), the above signatory attests that concurrence in the filing of this document has been obtained from the signatory below.

DATED: March 12, 2013

Respectfully submitted,

JONES DAY
GREG L. LIPPETZ
JACQUELINE K. S. LEE

By: _____ /s/ Jacqueline K. S. Lee
JACQUELINE K. S. LEE

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